GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – AHDD&F Department – Fisheries Department – Allegations of corruption against Sri V. Nageswara Rao, Assistant Inspector of Fisheries (Retd.,), West Godavari District and others – Trapped on 27.04.2009 - Prosecution issued – Acquitted by the Special Court for SPE & ACB cases, Rajamahendravaram – Criminal appeal filed – Orders Dt. 19.08.2024 of the Hon'ble High Court of AP in WP No.16591/2024 – Implemented - Pensionary benefits sanctioned – Orders – Issued.

ANIMAL HUSBANDRY, DAIRY DEV. & FISHERIES (Dy.&Vig.) DEPARTMENT

G.O.RT.No. 218 **Dated: 13-06-2025**

Read the following:-

1. From the D.G., A.C.B., A.P., Letter No. 97/RCT-EWG/2009-S13, Dated:16.10.2009 (Final Report).
2. G.O.Ms. No.89, AHDD&F (VS) Department, Dt.22.12.2009.
3. Orders of the Spl. Judge for the trial of SPE & ACB cases, Rajamahendravaram in CC No. 59/2018, Dt. 31.10.2022.
4. Criminal Appeal No.166/2023 filed by the A.C.B., before the Hon'ble High Court of A.P.
5. Orders of the Hon'ble High Court of AP in WP No. 16591/2024, Dt. 19.08.2024.

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ORDER:

Whereas, vide reference 1st read above, while forwarding the final report, the Director General, Anti-Corruption Bureau, Vijayawada, has informed that Sri S. Narayana Rao, while working as ADF (AO-1), Eluru, W.G Dist., and Sri V. Nageswara Rao, AIF (AO-2), were trapped by the ACB on 27.04.2009 while accepting the bribe of Rs.3,000/- from the complainant Sri Adi Gangadhara Rao, S/o Surya Rao, Bhimadole Village & Mandal, West Godavari District for showing an official favour and recommended for prosecution besides initiating departmental action against them. In respect of Departmental action (for non-submission of Annual Property Statements), punishment of "Censure" was awarded against Sri V. Nageswara Rao, AIF (now retired) vide Proceedings No.475/A2/2009, Dt.10.03.2011 of Assistant Director of Fisheries, SIFT, Kakinada.

2. Whereas, in the reference 2nd read above, Government accorded sanction for prosecution of the AOs in a court of law. Meanwhile, Sri V. Nageswara Rao, AIF got retired from the service on attaining the age of superannuation on 31.01.2013 and provisional pension was sanctioned to him by Principal Accountant General vide Proceedings of the PAG, AP., No. PAG/AE/AP/P4/11/N- 11101SP980/2013- 016446, Dated 26.04.2013.

3. In the reference 3rd read above, the Special Judge for ACB Cases, Rajamahendravaram, pronounced Judgment dated 31.10.2022, in C.C.No.59/2018, acquitting the A.Os. On the acquittal Judgment of the trail court, Criminal Appeal No. 166/2023 has been filed before the Hon'ble High Court of AP and the same is pending for adjudication.

4. Meanwhile, Sri V. Nageswara Rao, Assistant Inspector of Fisheries (Retd.,) has filed WP No.16591/2024 praying for release of all the pensionary benefits along with interest and the Hon'ble High Court passed orders on 19.08.2024, which is as follows:

> Given the facts and circumstances of the case, the Writ Petition is allowed. The respondent authorities shall release Full Pension, Gratuity, Encashment of Earned Leave, and Communication of Pension to the petitioner. The respondent authorities shall also pay interest @ 9% on gratuity in terms of Section 7 of the Payment of Gratuity Act, 1972. There shall be no order as to costs.

5. Government, after careful examination of the matter, and in compliance to the orders Dt. 19.08.2024 of the Hon'ble High Court of AP in WP No. 16591/2024, hereby order to release the full pension along with retiral benefits i.e., Gratuity, Encashment of Earned Leave and Commutation of pension and also for payment of interest @5% on gratuity as per the Circular Memo. No.16077/135/A.2/Pen.I/2004, dt:20.02.2006 of Finance (Pension.I) Department, from 31.10.2022 (i.e., from the date of the acquittal orders of the ACB trail court in CC No. 59/2018), to Sri V. Nageswara Rao, Assistant Inspector of Fisheries (Retd.,) West Godavari District, subject to outcome of the revision petition to be filed before the Hon'ble High Court in WP No. 16591/2024 in respect of reduction of rate of interest i.e., from 9% to 5% on delayed payments, and also the pending Criminal Appeal No. 166/2023 filed by the ACB in the Hon'ble High Court, against the orders Dt. 31.10.2022 of the Special Judge for trail of SPE &ACB Court, Rajamahendravaram in CC No. 59/2018.

6. The Commissioner of Fisheries, Andhra Pradesh, Vijayawada shall take necessary action in the matter, accordingly.

7. This order is issued with the concurrence of the Finance (HR.III-Pension -GPF), Department vide their U.O.No. 2724151/FIN01-HR0MISC/19/2025-HR-III.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVT., (FAC)

To
The Commissioner of Fisheries., AP., Vijayawada.
The individual through **the** Commissioner of Fisheries.,
AP., Vijayawada.
Copy to:
The Director General, ACB., AP., Vijayawada.
The Vigilance Commissioner, AP Vigilance Commission.,
AP Secretariat.
The Accountant General, AP., Vijayawada.
The Director of Treasuries and Accounts,
AP., Mangalagiri.
The DTO concerned.
SF/SCs.

//FORWARDED:: BY ORDER//

SECTION OFFICER